

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.6233 OF 2006

Dated: 31st March, 2006.

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Between:

Atluri Venkateswara Rao ... Petitioner

And

1. The Divisional Manager, APSRTC,
Krishna Division, Vijayawada, Krishna Dt.
and 6 others. ... Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.6233 OF 2006

ORDER :

The petitioner was granted a licence to run a canteen in the A.P.S.R.T.C. City Terminal Bus-stand, Krishnalanka, Vijayawada, Krishna District, being the successful bidder in the auction. It appears that from the commencement of the contract, the petitioner was allowed to run his business upto 1.30 a.m., on a request made by him stating that the buses were plying upto 1.30 a.m. and they arrive at the City Terminal Bus-stand, Vijayawada upto 1.30 am.

The petitioner states that the 4th respondent – Deputy Commissioner of Police, Vijayawada City, Vijayawada, Krishna District, by proceedings dated 24-12-2005, permitted the petitioner to keep open the Fast Food Centre till 2.30 a.m. from 25-12-2005 to 25-3-2006 subject to certain conditions specified thereunder. However, the respondents had started interfering with the business of the petitioner on the ground that the permission granted under the proceedings dated 24-12-2005 had expired on 25-3-2006. Hence, this writ petition.

It is to be noted that under similar circumstances the petitioner approached this Court earlier by filing W.P.No.25215 of 2004 and the same was disposed of by this Court by order dated 4-3-2005 granting liberty to the petitioner to make a representation before the Divisional Manager, A.P.S.R.T.C., Vijayawada, Krishna District and on such representation the Divisional Manager shall consider the same in accordance with law.

The petitioner also pleads that the previous licensee in respect of the same premises was earlier allowed to run the Fast Food Centre upto 2.30 am and since the petitioner is also placed on the same footing, the respondents ought to have permitted him to continue his business till 2.30 a.m.

Be that as it may, since the earlier permission granted by proceedings dated 24-12-2005 had expired only on 25-3-2006, I deem it appropriate to dispose of the writ petition granting liberty to the petitioner to make a representation before the 1st respondent – Divisional Manager, APSRTC, Krishna Division, Vijayawada requesting to allow him to continue his business till 2.30 a.m. as was permitted earlier. If any, such representation is made within a period of one week from today, the respondents shall consider the same and pass appropriate orders in the light of

the earlier orders passed by this Court and keeping in view the nature of the business being run by the petitioner as expeditiously as possible preferably within a period of one week from the date of receipt of the representation.

The Writ Petition is accordingly disposed of. No costs.

G. ROHINI, J.

Dt. 31-3-2006

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